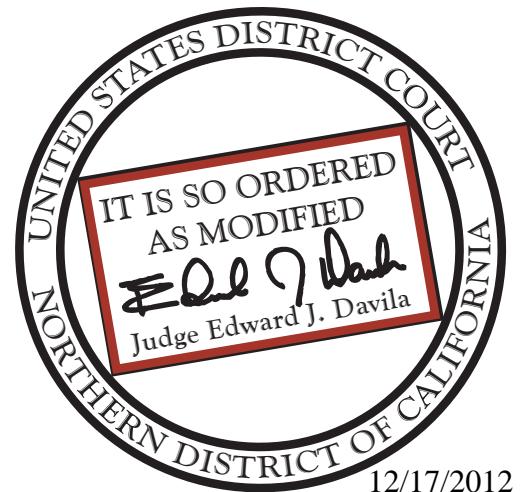


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22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

24 UNITED STATES OF AMERICA,) No. CR 12-0002 EJD
25 Plaintiff,)
26 v.) **STIPULATION AND [REDACTED] ORDER**
27 NANCY BLACK,) **CONTINUING HEARING AND EXCLUDING**
28 Defendant.) **AND EXTENDING TIME**
29 _____)
30 _____)

31 A further status hearing is set in this case for December 17, 2012 at 1:30 p.m., with Defendant
32 Nancy Black's appearance being waived. The parties continue their discussions focused on a possible
33 settlement and they desire to continue those discussions at this point. However, they will not be able to
34 conclude those discussions by December 17. The parties therefore believe that a continuance to a date
35 in January 2013 will be useful.

1 Based on the foregoing, THE PARTIES STIPULATE AND REQUEST that the hearing
2 currently set for December 17, 2012 be continued to February 11, 2013 at 1:30 p.m.

3 THE PARTIES FURTHER STIPULATE AND REQUEST that the Court find that the ends of
4 justice are served by excluding the time from December 17, 2012 to February 11, 2013 from computation
5 under the Speedy Trial Act because the failure to exclude time would unreasonably deny counsel for
6 Defendant the reasonable time necessary for effective preparation of counsel, taking into account the
7 exercise of due diligence, and the ends of justice served by excluding the above time outweigh the best
8 interests of the public and the Defendant in a speedy trial under 18 U.S.C. § 3161(h)(7).

9 IT IS SO STIPULATED.

10 Dated: December 13, 2012

Melinda Haag
United States Attorney

12 /S/
13 Christopher L. Hale
14 Jeffrey B. Schenk
15 Assistant United States Attorneys

16 Dated: December 13, 2012

17 /S/
18 Mark R. Vermeulen
19 Lawrence E. Biegel
20 Amber D. Abbasi
21 Attorneys for Defendant
22 NANCY BLACK

23 ///
24 ///
25 ///

ORDER AS MODIFIED

Based on the foregoing stipulation, and good cause appearing,

IT IS HEREBY ORDERED that the hearing currently set for December 17, 2012 shall be continued to February 11, 2013 at 1:30 p.m.

IT IS FURTHER ORDERED that the Court finds that the ends of justice are served by excluding the time from December 17, 2012 to February 11, 2013 from computation under the Speedy Trial Act because the failure to exclude time would unreasonably deny counsel for Defendant the reasonable time necessary for effective preparation of counsel, taking into account the exercise of due diligence, and the ends of justice served by excluding the above time outweigh the best interests of the public and the Defendant in a speedy trial under 18 U.S.C. § 3161(h)(7).

IT IS SO ORDERED.

Dated: December 17, 2012


Edward J. Danaher

Edward J. Davila
United States District Judge